

**"Express Mail " Mailing Label Number EV530260657US .**

PATENT

Docket No. C 2791 PCT/US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

RE: PCT/EP2004/004963  
International Filing Date: May 10, 2004  
Priority Date Claimed: May 16, 2003  
Applicant: Moser, et al.  
Title: COSMETIC AND/OR DERMATOLOGICAL PREPARATIONS  
CONTAINING AN EXTRACT FROM THE SEEDS OF PLANTS OF  
THE GENUS ADENANTHERA  
Applicants' Reference: C 2791 PCT/US

**PETITION UNDER 37 C.F.R. §1.137(b) TO REVIVE UNINTENTIONALLY  
ABANDONED INTERNATIONAL APPLICATION DESIGNATING THE U.S.**

Mail Stop PCt  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

ATTN: PCT Legal Staff

In conjunction with the accompanying first submission under 35 U.S.C. §371, Applicants hereby petition for revival of the above-captioned International Application, which designated the United States, and upon which the accompanying submission under 35 U.S.C. §371 is based. Applicants hereby request that the above-captioned International Application designating the U.S. be revived for the purpose of entering the national stage in the United States.

The above-captioned International Application became abandoned as to the United States on November 16, 2005 because the Express Mail package which was delivered to the United States Postal Service did not have sufficient postage. The United States Postage Service did not notify Cognis Corporation that additional postage was due but instead returned the package late on November 17, 2005. The date upon which the above-captioned International Application became abandoned was November 16, 2005.

Applicants hereby submit that the entire delay in filing the required submission under 35 U.S.C. §371 was unintentional. Applicants further submit that the instant petition is being timely filed within a year of the date upon which the above-captioned International

**Petition Under 37 CFR § 1.137(b) To Revive Unintentionally Abandoned International Application Designating the U.S. (Continued)**  
**PCT/EP2004/004963 filed May 10, 2004**

Application became abandoned, and within a day of Applicants becoming aware of abandonment. Additionally, no terminal disclaimer is required.

Submitted herewith, in accordance with the provisions of 37 C.F.R. §1.137(b) requiring the proper response to be filed simultaneously with such a petition, is a first submission under 35 U.S.C. §371, including an English translation of the International Application, a Declaration, and an authorization to charge the required national filing fee.

The U.S. Patent and Trademark Office is hereby authorized to charge Deposit Account No. 50-1177 in the amount of \$1,500.00, as provided under 35 USC 41(a)7, as well as any other fees specifically required in connection with this particular matter. This paper is enclosed in triplicate. Order No. 05-0444.

Respectfully submitted,

**PHILIPPE MOSER, et al.**

November 17, 2005  
(Date)

Daniel S. Ortiz

DANIEL S. ORTIZ  
(Reg. No. 25,123)  
Attorney for Applicants  
Telephone: (215) 628-1141  
Facsimile: (215) 628-1345

Cognis Corporation, Patent Dept.  
300 Brookside Avenue  
Ambler, PA 19002

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